

## Message Text

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ORIGIN EB-08

INFO OCT-01 EUR-12 EA-12 ISO-00 NSC-05 L-03 COME-00  
STR-07 IO-14 SS-15 SP-02 SIG-03 CIAE-00 INR-10  
NSAE-00 HEW-06 CTME-00 AID-05 OPIC-06 LAB-04  
SIL-01 TRSE-00 ICA-20 PA-02 OMB-01 CEA-01 /138 R

DRAFTED BY EB/OT/STA:T F O'HERRON:CMS  
APPROVED BY EB/OT/STA:J S SPIRO  
WHITE HOUSE - A SCHIFF  
L/EB - E MAURER  
COMMERCE - R SEPPA  
COMMERCE - S KRAMER (INFO)  
STR - D WHITNACK (INFO)  
EUR/RPE - R LAMANTIA  
IO/UNESCO - W O'BRIEN (INFO)

-----057208 260250Z /23

P R 252237Z JUL 78  
FM SECSTATE WASHDC  
TO AMEMBASSY ANKARA PRIORITY  
AMEMBASSY ATHENS PRIORITY  
AMEMBASSY BELGRADE PRIORITY  
AMEMBASSY BERN PRIORITY  
AMEMBASSY BRUSSELS PRIORITY  
AMEMBASSY HELSINKI PRIORITY  
AMEMBASSY LISBON PRIORITY  
AMEMBASSY MADRID PRIORITY  
AMEMBASSY OSLO PRIORITY  
AMEMBASSY OTTAWA PRIORITY  
AMEMBASSY REYKJAVIK PRIORITY  
AMEMBASSY STOCKHOLM PRIORITY  
AMEMBASSY TOKYO PRIORITY  
AMEMBASSY VIENNA PRIORITY  
AMEMBASSY WELLINGTON PRIORITY  
AMEMBASSY CANBERRA PRIORITY  
INFO AMEMBASSY BONN  
AMEMBASSY COPENHAGEN  
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AMEMBASSY DUBLIN  
AMEMBASSY LONDON  
AMEMBASSY PARIS  
AMEMBASSY LUXEMBOURG  
AMEMBASSY ROME  
AMEMBASSY THE HAGUE

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USEEC/USOECD

E.O. 11652:N/A

TAGS: ETRD

SUBJECT: FLORENCE AGREEMENT PROTOCOL ANNEX E: ARTICLES FOR  
THE HANDICAPPED

1. WASHINGTON AGENCIES ARE PREPARING TO SUBMIT TO CONGRESS  
THE "NAIROBI PROTOCOL" TO THE FLORENCE AGREEMENT. ANNEX  
E(II) OF THE PROTOCOL PROVIDES THAT ADHERENTS SHALL GRANT  
DUTY FREE TREATMENT FOR "ALL MATERIALS SPECIFICALLY DESIGNED  
FOR THE EDUCATION, EMPLOYMENT AND SOCIAL ADVANCEMENT OF  
OTHER (I.E., OTHER THAN BLIND) PHYSICALLY OR MENTALLY  
HANDICAPPED PERSONS, DIRECTLY IMPORTED BY INSTITUTIONS OR  
ORGANIZATIONS CONCERNED WITH THE EDUCATION OF, OR ASSISTANCE  
TO, SUCH PERSONS, APPROVED BY THE COMPETENT AUTHORITIES OF  
THE IMPORTING COUNTRY FOR THE PURPOSE OF DUTY-FREE ENTRY OF  
THESE TYPES OF ARTICLES, PROVIDED THAT EQUIVALENT OBJECTS  
ARE NOT BEING MANUFACTURED IN THE IMPORTING COUNTRY."

2. IMPLEMENTING LEGISLATION FOR THIS ANNEX WILL REQUIRE  
ADDITIONAL SPECIFICITY WITH REGARD TO SEVERAL OF ITS  
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PROVISIONS. AGENCIES RESPONSIBLE FOR PREPARING A U.S.  
POSITION ON THE NAIROBI PROTOCOL ARE INTERESTED IN LEARNING  
WHAT APPROACHES OTHER OECD MEMBER STATES HAVE TAKEN OR ARE  
CONTEMPLATING WITH REGARD TO IMPLEMENTATION OF THIS ANNEX.

(MUCH OF THIS INFORMATION MAY BE AVAILABLE AS A RESULT OF  
HOST COUNTRIES' EXPERIENCES WITH ANNEX E(I), WHICH IS  
SIMILAR TO ANNEX E(II).) WE THEREFORE REQUEST INFORMATION  
ON HOW YOUR HOST GOVERNMENT IS TREATING THE FOLLOWING  
QUESTIONS:

A) HOW IS A "HANDICAPPED" PERSON DEFINED?

B) HOW IS "SPECIFICALLY DESIGNED FOR" DEFINED? WOULD THIS  
INCLUDE ARTICLES SPECIFICALLY ADAPTED FOR THE HANDICAPPED  
OR ARTICLES WHICH COULD BE USED BY HANDICAPPED AND NON-  
HANDICAPPED?

C) HOW IS "EQUIVALENT" DEFINED? WHAT CRITERIA WOULD BE  
USED TO MAKE EQUIVALENCY DETERMINATION?

D) HOW IS "INSTITUTION OR OTHER ORGANIZATION CONCERNED

WITH EDUCATION OR ASSISTANCE TO SUCH PERSON" DEFINED?  
WILL THE GOVERNMENT CONSIDER INCLUDING INDIVIDUALS OR  
COMMERCIAL ORGANIZATIONS?

E) DOES HOST COUNTRY PLAN TO USE A DEFINITION OF ARTICLES  
FOR THE HANDICAPPED, A LIST OF SUCH ARTICLES, OR SOME  
OTHER APPROACH IN DETERMINING COVERAGE?

F) HOW DO HANDICAPPED PERSONS GENERALLY OBTAIN THE  
ARTICLES WHICH THEY, BUT NOT NON-HANDICAPPED PERSONS,  
REQUIRE? IF THROUGH INSTITUTIONS, ARE THE ARTICLES  
GENERALLY PROVIDED FREE?

3. FOR BRUSSELS (OTHER ACTION ADDRESSEES FYI ONLY) --  
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WE UNDERSTAND THAT EC COMMISSION IS CONSIDERING PERMITTING  
DUTY FREE ENTRY UNDER ANNEX E(II) WITHOUT REGARD TO ANY  
EQUIVALENCY TEST, UP TO THE POINT WHERE A DOMESTIC  
MANUFACTURER CLAIMS INJURY AS A RESULT OF IMPORTS. HOW  
WILL INJURY BE DETERMINED?

4. FOR OTTAWA -- IS THERE ANY CHANGE IN GOC RELUCTANCE TO  
CONSIDER BECOMING AN ADHERENT TO THE PROTOCOL? VANCE

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** AGREEMENTS, HANDICAPPED WORKERS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 25 jul 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 jan 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1978STATE187912  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** T F O'HERRON:CMS  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D780305-1097  
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**Litigation Codes:**  
**Litigation History:**  
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**Message ID:** dc0de76c-c288-dd11-92da-001cc4696bcc  
**Office:** ORIGIN EB  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
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**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
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**Retention:** 0  
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**Review Date:** 29 mar 2005  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** N/A  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 1891131  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** FLORENCE AGREEMENT PROTOCOL ANNEX E: ARTICLES FOR THE HANDICAPPED  
**TAGS:** ETRD  
**To:** ANKARA ATHENS MULTIPLE  
**Type:** TE  
**vdkgvwkey:** odb://SAS/SAS.dbo.SAS\_Docs/dc0de76c-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Sheryl P. Walter  
Declassified/Released  
US Department of State  
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20 Mar 2014  
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